BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	MUR 5034
Tarrant County Republican Victory Fund)	
and Pat Carlson, as Treasurer)	

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. On August 10, 2001, the Commission found probable cause to believe that the Tarrant County Republican Victory Fund ("Committee") and its treasurer on that date, violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv).

NOW, THEREFORE, the Commission, as well as the Committee and its current treasurer ("Respondents") having duly entered into conciliation pursuant to 2 U.S.C. § 437 g(a)(4)(A)(i), following a finding of probable cause to believe, do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.
- II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.
 - III. Respondents enter voluntarily into this agreement with the Commission.
 - IV. The pertinent facts in this matter are as follows:
- 1. The Tarrant County Republican Victory Fund Committee ("Committee") is a political committee within the meaning of 2 U.S.C. § 431(4) and is not an authorized committee of any candidate. The Committee elected to file its reports with the Commission on a quarterly basis.

- 2. Pat Carlson is the current treasurer of the Committee. She was not treasurer of the Committee when the subject violations occurred and has no responsibility for the occurrence of the violations.
- 3. Bev Walsh was registered as treasurer of the Committee from July 3, 2000 through December 31, 2001. She was not treasurer of the Committee when the subject violations occurred and has no responsibility for the occurrence of the violations or for any obligations hereunder.
- 4. John Palmer was registered as the treasurer from June 1, 1995 to June 30, 1998.

 Bobby Cook was registered as the treasurer from July 15, 1998 to September 9, 1999. Marla

 Latham was registered as treasurer from February 17, 2000 through June 27, 2000. Each is referred to herein as "Treasurer" for the period applicable to him or her.
- 5. Pat Carlson is named as a Respondent solely due to her capacity as current treasurer of the Committee, and signs this Conciliation Agreement in a representative capacity only.
- 6. The Federal Election Campaign Act of 1971, as amended ("the Act"), requires all political committees other than authorized committees of a candidate, to file either quarterly or monthly reports. The relevant provisions for quarterly report filing are as follows. In a calendar year in which a regularly scheduled general election is held, quarterly reports must be filed no later than the 15th day after the last day of each calendar quarter: except the report for the quarter ending on December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i). In any other calendar year, reports covering the period beginning January 1 and ending June 30, must be filed no later than July 31, and reports covering the period beginning July 1 and ending December 31, must be filed no later than Ennuary 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(iy).

- 7. Pursuant to Section 434(a)(1), the treasurer of a political committee shall file reports of receipts and disbursements in accordance with the provisions of that subsection.
- 8. The Committee and its Treasurer were required to file the 1997 Mid-Year Report no later than July 31, 1997 and the 1997 Year End Report no later than January 31, 1998. In addition, the Committee and its Treasurer were required to file the 1998 Year End Report no later than January 31, 1999. The Committee and its Treasurer were also required to file the 1998 April Quarterly Report no later than April 15, 1998; the 1998 July Quarterly Report no later than July 15, 1998, and the 1998 October Quarterly Report no later than October 15, 1998.
- 9. The Committee and its Treasurer failed to timely file the following reports. The 1997 Mid-Year Report, which disclosed \$23,250 in receipts and \$24,794 in disbursements, was not filed until September 2, 1997, 33 days late. The 1997 Year End Report, which disclosed \$32,943 in receipts and \$33,673 in disbursements, was not filed until February 24, 1998, 24 days late. The 1998 April Quarterly Report, which disclosed \$7,516 in receipts and \$6,664 in disbursements, was not filed until July 28, 1998, 104 days late. The 1998 July Quarterly Report, which disclosed \$8,071 in receipts and \$7,370 in disbursements, was not filed until August 21, 1998, 37 days late. The 1998 October Quarterly Report, which disclosed \$10,578 in receipts and \$9,482 in disbursements, was not filed until December 7, 1998, 53 days late. The 1998 Year End Report. which disclosed \$11,224 in receipts and \$9,228 in disbursements. was not filed until April 15.
- 10. The Commission mailed prior notices to the Committee and its Treasurer informing them of the due dates for filing each of the reports at issue. In addition, shortly following the passage of each of the due dates, the Commission mailed separate notices to the Committee and its

Treasurer for each of the reports except the 1996 12 Day Pre-General Report advising that they had failed to file the reports and instructing them to file the reports immediately.

- V. The Committee and its Treasurer failed to timely file the 1997 Mid Year Report, the 1997 and 1998 Year End Reports, the 1998 April Quarterly Report, the 1998 July Quarterly Report, and the 1998 October Quarterly Reports in violation of 2 U.S.C. § 434(a)(4)(A).
- VI. The Committee will pay a civil penalty to the Federal Election Commission in the total amount of seven thousand five hundred dollars (\$7,500), pursuant to 2 U.S.C. § 437g(a)(5)(A).
- VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.
- VIII. This agreement shall become effective as of the date that all parties hereto have executed it and the Commission has approved the entire agreement.
- IX. The Respondents shall have 30 days after the date they receive written notice from the Commission of its approval of this agreement and a fully executed original to comply with and implement the Respondents' requirements contained herein.
- X. This Conciliation Agreement is conclusive and final and is a complete bar to any further action by the Commission against the Committee and any and all of its present or former treasurers. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein. No other statement, promise, or agreement, either written or oral, made

by either party or by agents of either party that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence H. Norton General Counsel

BY: Munch y

Associate General Counsel

For Enforcement

FOR THE RESPONDENTS:

Tarrant County Republican Victory Fund and Pat Carlson, as Treasurer

Pat Carlson

Chairman and Treasurer

2.12.0

Date